



**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
**TUESDAY, AUGUST 13, 2013, 7:00 P.M.**  
**SAN DIMAS COUNCIL CHAMBERS**  
**245 E. BONITA AVENUE**

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**CITY COUNCIL:**

Mayor Curtis W. Morris  
Mayor Pro Tem Denis Bertone  
Councilmember John Ebner  
Councilmember Jeff Templeman

City Manager Blaine Michaelis  
City Attorney Ken Brown  
Assistant City Manager Community Development Larry Stevens  
Assistant City Manager Administrative Services Ken Duran  
Director of Park and Recreation Theresa Bruns  
Director of Public Works Krishna Patel  
Deputy City Clerk Debra Black

**1. CALL TO ORDER AND FLAG SALUTE**

Mayor Morris called the meeting to order at 7:08 p.m. and led the flag salute.

**2. PRESENTATIONS**

1. Kelly Middleton – San Gabriel Valley Mosquito Vector Control gave an update on the West Nile Virus and the Asian Tiger Mosquito
2. Ben Lewis – Golden State Water gave an update on communications and rate increases for the customers
- 3.

Councilmember Templeman asked why San Dimas pays so much more than a city with its own municipal water.

Mr. Lewis answered that it isn't the ownership as much as it is the availability. 60 % of San Dimas' water is imported, whereas Glendora is closer to basins and does not have to import.

- 3. ORAL COMMUNICATIONS** (Members of the audience are invited to address the City Council on any item not on the agenda. Under the provisions of the Brown Act, the legislative body is prohibited from taking or engaging in discussion on any item not appearing on the posted agenda. However, your concerns may be referred to staff or set for discussion at a later date. If you desire to address the City Council on an item on this agenda, other than a scheduled public hearing item you may do so at this time or asked to be heard when that agenda item is considered. Comments on public hearing items will be considered when that item is scheduled for discussion. The Public Comment period is limited to 30 minutes. Each speaker shall be limited to three (3) minutes.)

- a. Members of the Audience

Amy Crow Acting Library Manager acknowledged all of the teen volunteers for the summer programs and announced the upcoming activities planned at the library.

Gary Enderle with the HEROES organization provided Council with an update on the next phase of the Veterans Memorial.

#### 4. CONSENT CALENDAR

(All items on the Consent Calendar are considered to be routine and will be enacted by one motion unless a member of the City Council or citizen requests removal for separate discussion.)

It was moved by Councilmember Bertone, seconded by Councilmember Templeman and carried to accept, approve and act upon the consent calendar, as follows:

a. Resolutions read by title, further reading waived, passage and adoption recommended as follows:

(1) **RESOLUTION NO. 2012-47, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING CERTAIN DEMANDS FOR THE MONTHS OF JULY AND AUGUST, 2013.**

b. Approval of minutes for the regular City Council meeting of July 23, 2013 and Study Session of July 23, 2013

c. Deny claim for Virginia Carlson

d. Approval of Annual Statement of Investment Policy

e. Update Regarding the National Pollutant Discharge Elimination System (NPDES) Permit

1. Approval of the Memorandum of Understanding outlining the administrative and cost sharing agreement for the development of the East San Gabriel Valley Watershed Management Program (“WMP”) Plan and Coordinated Integrated Monitoring Plan (“CIMP”) with the Cities of Claremont, La Verne, and Pomona.

2. Appropriation of an additional \$95,000 from the Reserves to supplement the budgeted \$50,000 in General Funds for preparation and the development of a collaborative WMP and CIMP with the Cities of Claremont, La Verne, and Pomona.

At the request of Councilmember Bertone, Public Works Director Krishna Patel gave a brief review of the permit requirements and processes on the NPDES.

Councilmember Bertone asked about Bonelli Park and why Los Angeles County was not part of our agreement.

Director Patel answered that Bonelli Park is in part of our jurisdiction in terms of the watershed; also our jurisdiction has very little County area.

f. Hardscape and Landscape Improvements between County Library and Community Building

(1) Appropriate \$10,000 from the General Funds as City’s share of contribution to fund and complete the necessary repairs and improvements

(2) Approval to supervise and coordinate City contractors work within County’s jurisdiction

g. Approval to reallocate \$20,000 earmarked in Fiscal Year 2012-2013 budget for Inspection Services for Cash Contract 2013-02 Alley Reconstruction - Alley K to Fiscal Year 2013-2014

h. Renewal of Cash Contract No. 2012-01, Pavement Preservation Slurry Project – to Doug Martin Contracting Co., Inc. in the amount of \$350,000.00

i. Summary of San Gabriel Valley Council of Government recent activities

END OF CONSENT CALENDAR

## 5. OTHER MATTERS

- a. Request from Christ Church of the Valley for street closure of Covina Blvd. October 31, 2013 from 1:00 p.m. to 10:00 p.m. for a Halloween Event

Assistant City Manager Ken Duran presented staff's report on this item and recommended approval.

Councilmember Bertone asked who pays for the Reserve Deputies for the event.

Assistant City Manager Duran responded the Deputies are volunteers so there is no cost to City or Sheriff's Department.

Motion: A motion was made by Councilmember Bertone, seconded by Councilmember Templeman to approve the request for street closure of Covina Blvd. The motion passed unanimously.

## 6. ORAL COMMUNICATIONS

- a. Members of the Audience (*Speakers are limited to five (5) minutes or as may be determined by the Chair.*)

Dr. Marvin Ersher spoke on alternate possibilities for M.C.T.A. and A.P. Zone Uses

- b. City Manager

Announcement regarding community based programs and classes provided on how to produce programs.

- September 9, 16, 23 and 30, 2013, Mondays 7:00 p.m. at University of La Verne

Walker House update – no answer yet on the disposition of the property. Restaurant operators are interested and suggest convening the subcommittee and start the RFP process.

Mayor's call in show August 15, 2013, 7:00 p.m.

- c. City Attorney

Nothing to report

- d. Members of the City Council

- 1) Discussion regarding direction to initiate a Municipal Code Text Amendment for the A-P zone providing Congregate Living Health Facilities or something similar as a conditionally permitted use, and prohibiting residential rehabilitation facilities for drug, alcohol, (etc.) that are not controlled by state law.

Councilmember Ebner shared that he thought the Council should look at changes that would make it clearer as to what the types of uses would be. He went on to say that staff could come up with some categories that would be permissible.

Mayor Morris stated that efforts had been made to try to determine all of the permitted uses and it became difficult to make the distinctions between similarly typed businesses. He continued by saying since then the City has moved to a system where all of our zones have the same classification of use and every possibility doesn't have to be thought of.

Councilmember Templeman expressed that we should find a way to prohibit undesirable uses in the community.

Assistant City Manager Stevens responded that staff's intention is to constrain through the Conditional Use Permit various types of undesirable changes. Most of these changes could be addressed through this process. He added that the difficulty in generally prohibiting some of the types of uses is running into fairness and equity issues.

Councilmember Ebiner expressed that he would like to have this type of discussion and report based on what other cities are doing.

Councilmember Templeman recommended letting staff have an opportunity to think it through and have a discussion on the methodology at the fall retreat.

2) Verbal Report on National Recreation Area – Mayor Pro Tem Denis Bertone

Councilmember Bertone reported on a bill that would make much of the San Gabriel Valley area a national recreation area. Congresswoman Judy Chu to introduce legislation to include the foothills of San Dimas.

3) Councilmembers' report on meetings attended at the expense of the local agency.

Nothing to report

4) Individual Members' comments and updates.

5) Appointments and reappointments to City Commissions.

a) Appointments to the Senior Commission

A motion was made by Councilmember Bertone and seconded by Councilmember Ebiner to appointment Maurice Kane, Kathy Jo Nolan, James Rowe, Corazon Soriano and Wayne Tennille. Motion carried unanimously.

b) Appointment to the Public Safety Commission

A motion was made by Councilmember Bertone and seconded by Councilmember Templeman to appointment Vern Van Voorst. Motion carried unanimously.

c) Reappointments to the Planning Commission

A motion was made by Councilmember Templeman and seconded by Councilmember Ebiner to reappoint David Bratt, Steven Ensberg and Yunus Rahi. Motion carried unanimously.

## 7. ADJOURNMENT

Councilmember Templeman adjourned the meeting in memory of San Dimas resident Ken Panozzo who served on both the Senior and Public Safety Commissions and was instrumental in the work on the Mobile Home Accord.

The meeting adjourned at 8:38 p.m. The next meeting is 7:00 p.m., August 27, 2013.

Respectfully submitted,

  
Debra Black, Deputy City Clerk